

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: J. Christopher Flaherty, et al.

Serial No:

09/970,945

Filing Date:

October 4, 2001

Title:

Data Collection Assembly for Patient Infusion Device

Docket No:

59249-024 (INSL-113)

## CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail under 37 CFR 1.8(a) in an envelope addressed to Mail Stop DD, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Commissioner for Patents

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PO Box 1450 Alexandria, VA 22313-1450

**TECHNOLOGY CENTER R3700** 

Dear Sir:

Mail Stop DD

# TRANSMITTAL LETTER

Applicants enclose herewith for filing in connection with the above-referenced patent application the following documents:

- Supplemental Information Disclosure Statement; 1)
- 2) Form PTO 1449;
- 3) Cited Reference; and
- Acknowledgment Postcard. 4)

The Commissioner has been authorized to charge the fee of \$180.00 in accordance with 37 C.F.R. §1.17(p) to Deposit Acct. No. 50-1133.

Date: 1 - 1**9** - 04

Respectfully submitted,

Jeffrey J. Miller, Reg. No. 39,773 McDERMOTT, WILL & EMERY

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In re Application of: J. Christopher Flaherty, et al

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Data Collection Assembly for Patient Infusion System

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Date: 1/20/04

JIN ZHANE

Mail Stop DD Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. §§§1.56, 1.97 and 1.98, Applicants hereby submit an information disclosure statement with information cited on the attached form PTO-1449. In accordance with 37 C.F.R. §1.98(d), full copies of the cited references are enclosed.

This Statement is being filed after the receipt of the mailing of a final Office action from the Patent and Trademark Office. The Commissioner has been authorized to charge the fee of \$180.00 in accordance with 37 C.F.R. §1.17(p) to Deposit Acct. No. 50-1133.

Applicant certifies under §1.97 (e)(2) that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after

Serial No.: 09/970,945

Page 2

making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicant understands that the Examiner will make an independent evaluation of the cited publications.

No additional fees are believed to be due in connection with the filing of this disclosure. However, please charge any necessary fees to our Deposit Account No. 50-1133.

Respectfully submitted,

Jeffrey J. Miller, Registration No.: 39,773

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Subst. Form PTO-1449				Docket Number (Optional) 59249-024 (INSL-113)	Application Number 09/970,945			
NE /	INFORMATION DISCLOSURE CITATION INFORMATION DISCLOSURE CITATION				Applicant Flaherty, et al.			
(Use severa	(Use several sheets if necessary)				Group Art Unit			
			J. S. Patent Do	10/4/2001 cuments	<u></u>			
EXAMINER INTIIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING IF APPRO	
		4,193,397	03/18/1980	Tucker, et al.				
		6,024,539	02/15/2000	Blomquist				
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy with next communication to applicant.

Subst. PTO-1449 (1-94)